

Robert A. Mittelstaedt (#060359)
ramittelstaedt@jonesday.com
Caroline N. Mitchell (#143124)
cnmitchell@jonesday.com
JONES DAY
555 California Street, 26th Floor
San Francisco, CA 94104
Telephone: (415) 626-3939
Facsimile: (415) 875-5700

Attorneys for Defendants

Theresa M. Traber (#116305)
tmt@tvlegal.com
Bert Voorhees (#137623)
bv@tvlegal.com
TRABER & VOORHEES
128 North Fair Oaks Avenue, Suite 204
Pasadena, California 91103-3664
Telephone: (626) 585-9611
Facsimile: (626) 577-7079

Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

LARRY BOWOTO, et. al.

Plaintiffs,

v.

CHEVRONTXACO CORPORATION, et
al.,

Defendants.

Case No. C-99-2506-SI

**PARTIES' STIPULATION AND [PROPOSED]
ORDER CONTINUING CERTAIN
LITIGATION DEADLINES**

1 WHEREAS, on February 21, 2008, plaintiffs Larry Bowoto, et al., submitted a request for
2 a two-week stay of this action and continuance of certain litigation deadlines for the stated
3 purpose of evaluating recently gathered facts as well as the law that may be relevant to a potential
4 conflict of interest that has arisen for the purpose of determining the appropriate course of action
5 in this matter,

6 WHEREAS, the parties have now agreed as follows:

7 THE PARTIES HEREBY STIPULATE THAT:

8 1. The date for plaintiffs to designate which of the 25 recently named plaintiffs will
9 be added to the trial witness list and specify whether they will testify live or via deposition shall
10 be continued from this date to March 7, 2008;

11 2. The date for defendants to counter-designate an equal number of deponents from
12 the 25 recently named plaintiffs or persons who submitted attorney-in-fact designations/power of
13 attorney shall be continued from February 29, 2008 to March 14, 2008;

14 3. This delay in designations at plaintiffs' request shall not be used by plaintiffs to
15 delay the depositions of those persons. The depositions shall still be taken in late March or early
16 April, absent agreement among the parties to the contrary;

17 4. The case management conference currently scheduled for March 7, 2008 shall be
18 continued to March 21, 2008;

19 5. The hearing on Defendants' Motion for Summary Judgment on Plaintiffs
20 Remaining Federal Claims and Defendants' Motion for Sanctions scheduled for February 29,
21 2008 is continued to March 21, 2008. No further briefing on those motions is permitted, subject
22 to paragraph 7 below;

23 6. The hearing on Defendants' Motion to Sever scheduled for April 18, 2008 is
24 continued to May 9, 2008. Defendants shall file their opening brief no later than April 4,
25 plaintiffs' opposition shall be filed no later than April 18 and defendants' reply shall be filed no
26 later than April 25;

1 7. No later than March 14, 2008, plaintiffs shall submit a report or other filing with
2 the Court with respect to the potential conflict of interest issue; and

3 8. By entering into this stipulation, defendants expressly preserve their position that
4 plaintiffs and their counsel are required promptly to report to the Court and defendants the
5 discovery of any false or fraudulent claims or fictitious plaintiffs.

6
7 DATED: February 22, 2008

JONES DAY

8 By: /s/ Robert A. Mittelstaedt

9 Robert A. Mittelstaedt
10 Attorneys for Defendants

11 DATED: February 22, 2008

TRABER & VOORHEES

12 By: /s/ Theresa M. Traber

13 Theresa M. Traber
14 Attorneys for Plaintiffs

15 IT IS SO ORDERED.

16 DATED: February __, 2008



17 _____
18 The Hon. Susan Illston
19 United States District Court Judge
20
21
22
23
24
25
26
27
28